

Amendment No. 1 to SB2084

McNally
Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 2084

House Bill No. 1587*

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 7-88-103, is amended by deleting subdivisions (6) and (7) and substituting instead the following:

(6) "Qualified associated development" means parks, plazas, recreational facilities, schools, sidewalks, accessways, roads, drives, bridges, ramps, landscaping, signage, parking lots, parking structures attached to, adjacent to or located in the qualified public use facility and other public improvements constructed or renovated by the municipality or the public building authority in connection with the public use facility and related infrastructure and utility improvements for public or private peripheral development included in a master development plan for the tourism development zone and that is constructed, renovated or installed by the municipality or the public authority. The total costs of the qualified associated development must not exceed thirty percent (30%) of the costs of the entire qualified public use facility. Qualified associated development, except for public utility improvements, including water, sewer, electricity, or gas, associated with the qualified public use facility, must be located within one and one half (1 ½) miles of the qualified public use facility and shall be considered qualified associated development if leased by a municipality or a public building authority;

(7) "Qualified public use facility" includes any building, complex, center, facility or any two (2) adjacent buildings, complexes, centers or facilities containing at least two hundred fifty thousand (250,000) square feet, in the aggregate, inclusive of exhibit halls, ballrooms, meeting rooms, lobbies, corridors, seating areas, service areas and other building areas or areas enclosed thereby, constructed, leased, equipped, renovated, acquired or expanded after January 1, 1998, as a project meeting the requirements of Title 9, Chapter 21, or Title 12, Chapter 10, by a public authority or municipality for purpose of furnishing economic development centers, renovated or new or expanded community facilities for conventions,

meetings, exhibitions, trade shows, sports events or other events for educational, entertainment, business, association, cultural, public interest, public service and common interest groups, organizations and entities and that requires, on or after January 1, 1998, a local investment of public funds in excess of seventy-five million dollars (\$75,000,000), and is reasonably anticipated to attract private investment in the tourism development zone of more than fifty million dollars (\$50,000,000) after such date. "Qualified public use facility" also includes "qualified associated development." An investment in qualified public use facilities required by a lease from a municipality shall be considered a local investment of public funds for the purposes of this chapter.

SECTION 2. Tennessee Code Annotated, Section 7-88-103(8), is amended by inserting the following language at the end thereof:

A "structured lease agreement" shall also include a lease by a municipality of a public use facility where the lease payments are limited to a pledge of all proceeds or taxes received by the municipality pursuant to this chapter.

SECTION 3. Tennessee Code Annotated, Section 7-88-106, is amended by deleting subsection (b) and by substituting instead the following:

(b) Tax revenue distributed to the municipality shall be for the exclusive use of the municipality or the public authority formally designated by the municipality, in accordance with the provisions of Title 9, Chapter 21, or Title 12, Chapter 10, for payment of the cost of the public use facility, including interest and debt service on any indebtedness related to the public use facility, or the lease payments with respect to any public use facility, and shall apply to only one (1) tourism development zone per municipality. The apportionment and payment shall be made by the department of revenue to the municipality within ninety (90) days of the end of each fiscal year for which the municipality is entitled to receive an allocation and payment pursuant to this chapter. Notwithstanding the provisions of this subsection (b), a county having a population of more than five hundred thousand (500,000), according to the 2000 federal

census or any subsequent federal census, shall not be limited to one (1) tourism development zone eligible to receive a distribution of tax revenue.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.